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And Holding II, L.L.C., Durham

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

JUSTINE MULLER, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

DURHAM SCHOOL SERVICES, L.P., d/b/a
MURPHY TRANSPORTATION, DURHAM
SCHOOL SERVICES and VOGEL BUS
COMPANY; and HOLDING II, L.L.C.,
DURHAM,

Defendants.

Civil Action No.: 3:20-cv-05813-MAS-
LHG

CIVIL ACTION

NOTICE OF MOTION

TO: Bharati O. Sharma, Esq.
Andrew R. Wolf, Esq.
The Wolf La Firm, LLC
1520 U.S. 130 – Suite 101
North Brunswick, NJ 08902
Attorneys for Plaintiffs

PLEASE TAKE NOTICE that on Monday, August 17, 2020, at 9:00 o'clock, a.m., in the forenoon or as soon thereafter as counsel may be heard, the undersigned attorneys for Defendants, Durham School Services, L.P., and Holding II, L.L.C., Durham, will move before the United States District Court for the District of New Jersey for an Order dismissing the above-captioned, Class Action Complaint with prejudice for failure to state a claim pursuant to F.R.C.P. 12(b)(6).

PLEASE TAKE FURTHER NOTICE that, in support of the within application, Defendants shall rely on the attached Brief and Certification of Stephen Schmuck with Exhibits.

A proposed form of Order is also submitted herein.

PLEASE TAKE FURTHER NOTICE that, pursuant to R. 1:6-2(d), the undersigned,

 Waives oral argument and consents to disposition on the papers.

 Requests oral argument only if opposed.

 X Requests oral argument.

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP
Attorneys for Defendants Durham School Services, L.P., and Holding II,
L.L.C., Durham

By: /s/ Susan Karlovich (SK 9485)
Susan Karlovich, Esq.

Dated: July 13, 2020